



11/12/96

08/745509 <sup>A</sup>

|   |  |          |                                    |          |
|---|--|----------|------------------------------------|----------|
| DIVISION-CONTINUATION PROGRAM APPLICATION<br>UNDER 37 CFR 1.60 TRANSMITTAL FORM |  |          | ATTORNEY'S DOCKET NO.<br>MIT-6186Z |          |
| PRIOR<br>DOCKET NUMBER  | ANTICIPATED CLASSIFICATION OF<br>THIS APPLICATION: |          | PRIOR APPLICATION:                 |          |
|   | CLASS  | SUBCLASS | EXAMINER                           | ART UNIT |
| MIT-6186  | 128  |          | R. Smith                           | 3305     |

To the Assistant Commissioner for Patents:

This is a request for filing a: ☐ continuation ☒ divisional application under 37 CFR1.60, of pending prior application serial no. 08/144,782 filed on October 29, 1993,

Michael S. Feld and Joseph Baraga

A Raman Endoscope

All of the above applications are incorporated herein by reference in their entirety.

☒ Enclosed is a copy of the latest inventor signed prior application, including the oath or declaration as originally filed. I hereby verify that the attached papers are a true copy of the latest inventor signed prior application serial no. 08/144,782 as originally filed on October 29 1993, and further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

## CERTIFICATION UNDER 37 CFR 1.10

"EXPRESS MAIL" Label No. EM363292379USDate of Deposit November 12, 1996

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Stephen Drew  
(Type or print name of person mailing paper or fee)[Signature]  
(Signature of person mailing paper or fee)

2. The filing fee has been calculated on the claims

- a. ☒ as filed in the instant application.
- b. ☐ remaining after the entrance of the Preliminary Amendment.

|   | (Col. 1)  | (Col. 2)  |
|---|-----------|-----------|
| FOR   | NO. FILED | NO. EXTRA |
| BASIC FEE   |           |           |
| TOTAL CLAIMS  | 6 - 20 =  | *         |
| INDEP CLAIMS  | 1 - 3 =   | *         |
| <input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED |           |           |

\*If the difference in Col. 1 is less than zero, enter "0" in Col. 2

SMALL ENTITY

| RATE           | FEE    |
|----------------|--------|
|                | \$ 375 |
| X \$11=        | \$     |
| X \$39=        | \$     |
| + \$125=       | \$     |
| Assignment Fee | \$     |
| Total:         | \$ 385 |

OTHER THAN A SMALL ENTITY

| RATE           | FEE    |
|----------------|--------|
|                | \$ 750 |
| X \$22=        | \$     |
| X \$78=        | \$     |
| + \$250=       | \$     |
| Assignment Fee | \$     |
| Total:         | \$     |

3. ☒ A Verified Statement of Small Entity Status was filed in the prior application on December 28, 1993.
4. ☐ A Verified Statement of Small Entity Status is enclosed.
5. ☒ Cancel in this application original claims 1 - 14 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
6. ☐ This application is being filed by less than all the inventors named in the prior application in order to correct inventorship. In accordance with 37 CFR 1.60(b), the Commissioner is requested to delete the name(s) of the following person(s) who are not inventors of the invention being claimed in this application:
7. ☒ Amend the specification as follows:

- a. ☒ Insert the following paragraph before the first line of the specification:

Related Application

This application is a

☐ continuation ☒ division ☐ continuation-in-part *now abandoned*  
of co-pending application Serial No. 08/144,782 filed October 29, 1993,  
which is incorporated herein by reference in its entirety.

- b. ☐ Replace the paragraph after "Related Applications" with the following:

This application is a ☐ continuation ☐ division  
of co-pending application Serial No. \_\_\_\_\_ filed \_\_\_\_\_,  
which is \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

All of the above applications are incorporated herein by reference in their entirety.

8. ☒ Enclosed are the following:

- a. ☒ Informal drawings as originally filed, and Tables 1 - 3.  
b. ☐ Formal drawings as originally filed.  
c. ☐ New formal drawings.

9. ☐ Priority of application serial no. \_\_\_\_\_ filed on \_\_\_\_\_ in  
\_\_\_\_\_ is claimed under 35 U.S.C. 119.  
(country)

☐ The certified copy has been filed in prior application serial no.  
\_\_\_\_\_, filed \_\_\_\_\_.

10. ☒ The prior application is assigned of record to

Michael S. Feld \_\_\_\_\_, Reel 7851 \_\_\_\_\_ Frame 0545 \_\_\_\_\_  
\_\_\_\_\_, Reel \_\_\_\_\_ Frame \_\_\_\_\_

11. ☐ A preliminary amendment is enclosed.

12. ☒ Also enclosed Petition for Extension of Time for U.S. Serial No. 08/144,782

13. ☒ The power of attorney in the prior application is to

David E. Brook Reg. # 22,592 Alice O. Carroll Reg. No# 33,542

James M. Smith Reg. # 28,043

Leo R. Reynolds Reg. #20,884

J. Grant Houston Reg. #35,900

Richard A. Wise Reg. # 18,041

Patricia Granahan Reg. # 32,227

Mary Lou Wakimura Reg. # 31,804

Thomas O. Hoover Reg. #32,470

- a. ☒ The power appears in the original papers in the prior application.

- b. ☐ An associate power of attorney to \_\_\_\_\_  
\_\_\_\_\_ was filed in the prior application on \_\_\_\_\_  
\_\_\_\_\_ is enclosed herewith.

- c. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

14. ☒ Address all future communications to:

Thomas O. Hoover, Esq.

Hamilton, Brook, Smith & Reynolds, P.C.

Two Militia Drive

Lexington, MA 02173-4799

15. ☐ Please charge my Deposit Account No. 08-0380 in the amount of \$ \_\_\_\_\_.  
Two duplicate copies of this letter are enclosed.

16. ☒ A check in the amount of \$ 385 to cover the filing fee is enclosed.

17. ☒ Authorization is hereby granted to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 08-0380. (Two duplicate copies of this letter are enclosed.)

a. ☒ Any additional filing fees required under 37 CFR 1.16.

b. ☒ Any patent application processing fees under 37 CFR 1.17.

18. ☒ Authorization is hereby granted to charge payment of the following fees during pendency of this application or credit any overpayment to Deposit Account No. 08-0380. (Two duplicate copies of this letter are enclosed.)

a. ☒ Any patent application processing fees under 37 CFR 1.17.

b. ☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By: Thomas O. Hoover

Thomas O. Hoover, Esq.

Registration No. 32,470

Attorney for Applicant(s)

(617) 861-6240

Dated: November 12, 1996

Two Militia Drive  
Lexington, MA 02173

☒ Attorney or Agent of Record

☐ Filed under Rule §1.34(a)